

HEWLETT-PACKARD COMPANY
IP Administration
P.O. Box 272400
Fort Collins, Colorado 80528-9599

PATENT APPLICATION
ATTORNEY DOCKET NO. 10011259-1

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

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OCT 13 2004

Inventor(s): Mark N. Robins and Heather N. Bean

Serial No.: 09/827,152

Examiner: Heather R. Long

Filing Date: April 5, 2001

Group Art Unit: 2615

Title: Method and Apparatus for Initiating Data Capture in a Digital Camera by Text Recognition

COMMISSIONER FOR PATENTS
Washington, D.C. 20231

Sir:

This is in response to the office action mailed on July 19, 2004.

Remarks

In the office action mailed on June 17, 2004, the examiner allowed claims 1-17. The examiner also rejected claims 18 and 20-24 under 35 U.S.C. § 102(e) as being anticipated by Hou (U.S. Patent Application Publication 2002/0131636). Finally, the examiner rejected claim 19 under 35 U.S.C. § 103(a) as being unpatentable over Hou as applied to claim 18 and further in view of Laitinen et al. (U.S. Patent Application Publication 2002/0160805). Claims 1-24 are still pending in the application.

The following quotation states the standard the examiner must meet to establish an anticipation rejection: "A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference." *Verdegaal Bros. v. Union Oil Co. of California*, 814 F.2d 628, 631; MPEP § 2131. For the following reasons, the examiner has failed to meet this standard.

HP Docket No. 10011259-1

page 1 of 4

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Inventor(s): Mark N. Robins et al

Confirmation No.: 5116

Application No.: 09/827152

Examiner: Long, Heather R

Filing Date: Apr 05, 2001

Group Art Unit: 2615

Title: Method And Apparatus For Initiating Data Capture In A Digital Camera By Text Recognition

Mail Stop Amendment
Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

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TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- (X) Response/Amendment () Petition to extend time to respond
() New fee as calculated below () Supplemental Declaration
() No additional fee
() Other: _____ (fee \$ _____)

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS	24	MINUS	24	= 0	X \$18	\$ 0
INDEP. CLAIMS	3	MINUS	3	= 0	X \$88	\$ 0
() FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ \$300	\$ 0
EXTENSION FEE	1ST MONTH \$110.00	2ND MONTH \$430.00	3RD MONTH \$980.00	4TH MONTH \$1530.00		\$ 0
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 0

Charge \$ 0 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Mark N. Robins et al

By Thomas M. Croft

Thomas M. Croft

Attorney/Agent for Applicant(s)
Reg. No. 44,051

Date: Oct. 12, 2004